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To:

Examiner Aravind Moorthy

Fax number:

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From:

Alan Heimlich

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Date & Time:

2/15/2005 2:36:24 PM

Pages:

20

Re:

Retransmission of Response to Office Action

Examiner Aravind Moorthy,

Please find attached our original response and the receipt from the USPTO showing receipt of such on 2/2/2005 at 10:33:28 EST.

Please let me know if you need anything else.

Thanks for contacting us.

Sincerely,

Alan Heimlich Reg 48808

This communication is confidential and may be privileged. Disclosure, copying, forwarding, or use of the contents of this communication, except by the intended recipient(s), is prohibited. If you have received this communication in error, please notify me immediately, and destroy this communication. Thank you.

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Alan Heimlich

From: Moorthy, Aravind [Aravind.Moorthy@USPTO.GOV]

Sent: Tuesday, February 15, 2005 1:53 PM alanheimlich@heimlichlaw.com

Subject: 09/759,728

No response for the non-final office action has been received. After our conversation today, the attorney has filed a response on 2/2/05. The attorney does have a receipt for the faxed response. The examiner kindly requests that the fax be resent along with the postcard receipt.

Thanks, Aravind Moorthy United States Patent and Trademark Office AU 2131 571-272-3793 Randolph 2D68 TO: Auto-reply fax to 4082579904

Auto-Reply Facsimile Transmission



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Fax Sender at 4082579904

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PTC/SB/21 (09-04) Approved for use through 07/31/2008, OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1955, no persons are required to respond to a collection of information unless it displays a valid OMB control number. Application Number 09/759728 Filing Date TRANSMITTAL 01/11/2001 First Named Inventor **FORM** Elllot Schwartz Art Unit 2131 Examiner Name Michael R. Vaughan (to be used for all correspondence after initial filing) Attorney Docket Number 005168.P001 Total Number of Pages in This Submission **ENCLOSURES** (Check all that apply) After Allowance Communication to TC Fee Transmittal Form Drawing(s) Appeal Communication to Board Licensing-related Papers Fee Attached of Appeals and Interferences Appeal Communication to TC 1 Petition (Appeal Notice, Brief, Reply Brief) Amendment/Reply Petition to Convert to a Proprietary Information After Final Provisional Application Power of Attorney, Revocation Status Letter Affidavits/declaration(s) Change of Correspondence Address Other Enclosure(s) (please identify Terminal Disclaimer Extension of Time Request below): Please see remarks below. Request for Refund Express Abandonment Request CD, Number of CD(s) Information Disclosure Statement Landscape Table on CD Certified Copy of Priority Remarks Document(s) Page 1 - this page. Roply to Missing Perts/ Page 2 - Extension of time request Incomplete Application Reply to Missing Parts Page 3 - PTO-2038 payment for extension of time under 37 CFR 1.52 or 1.53 Pages 4-17 Amendment/Reply to OA of SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Name Heimlich Law Digitally signed by Alan Heinfich DN. CN - Alan Heimfich Signature C US, O Heimlich Law Printed name Alan Heimlich Date Reg. No 02/02/2005 48808 CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on FAXED TO Central Fax at 703-872-9306 the date shown below: Signature Digitally signed by Alan Heimlich DN: CN = Alan Heimlich. Alan Heimlich C = US. O = Heimlich Law 02/02/2005 Typed or printed name

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USP1O to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissionor for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.